

Appl. No.: 10/816,148
Amdt. dated February 15, 2008
Reply to Office Action of December 27, 2007

REMARKS/ARGUMENTS

Applicant has amended Claims 1-8 for clarification. Applicant has also amended the specification in order to cross reference applications that the present application claims benefit to and comply with 37 C.F.R. §1.78(a). In light of the amendments to the claims and the following remarks, Applicant respectfully submits that the pending claims of the present application are in condition for allowance.

In the Office Action, the Examiner objects to Claim 4 for containing the trademark "Velcro". Applicant has amended Claim 4 by replacing "Velcro" with "hook and loop" such that the objection is overcome. In addition, Claims 1-8 are rejected for nonstatutory double patenting over Claims 1-7 of U.S. Patent No. 6,730,053 to Bodenshatz et al. Applicants have submitted a terminal disclaimer in order to overcome the rejection and submit that the '053 patent and the present application are assigned to, and thus commonly owned by, Beiersdorf AG. Accordingly, Applicant respectfully submits that the present application is in condition for allowance.

Appl. No.: 10/816,148
Amdt. dated February 15, 2008
Reply to Office Action of December 27, 2007

CONCLUSION

In view of the remarks presented above, it is respectfully submitted that all of the present claims of the present application are in condition for immediate allowance. It is therefore respectfully requested that a Notice of Allowance be issued. The Examiner is encouraged to contact Applicants' undersigned attorney to resolve any remaining issues in order to expedite examination of the present application.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,



Trent A. Kirk
Registration No. 54,223

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON February 15, 2008.